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RECEIPT

Department of Ecology (4610) PO Box 47611 Olympia, WA 98504-7611 (360) 407-7095 Receipt Number Manual Receipt 14CJ005719

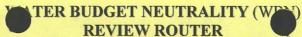
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Check/Draw Number	42690												
Document Amount	114.05												
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Comment Description	ECOLOGYS 40 YR	- G4-35620											
REF DOC REF INV NR NR DOC SFX	ID NR SUB ID	NR TC R FUND	MAJ MAG SUB SRC GRP SRC	CNTY WORK PIC	Al	ORG PRJ	SUB	PRJ	OBJ	SUB	VAR GL	SUB SID SUB SID DR CR	ALLOC AMT
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	name: Gregory Weaver WBN WRTS No. 64-35620
icant	
	Checklist for Reviewing Requests for Determination of Water Budget Neutrality (RDWBN)
	Does the rule apply?
	Is the well within the mapped Upper Kittitas area? Xyes no
	Is proposed use either domestic, group domestic, lawn or noncommercial garden, municipal, stock watering,
	or industrial? (Circle all that apply)
ı.	Does the total proposed water use and purpose(s) fall under the limits of the groundwater permit exemption?
	Is this a group or non group use? (Circle one)
	If group use, number of parcels of (total # parcels in group)
	Does the owner have interest in any proximate parcel? yes no
	Does the owner have significant, voluntary joint activity and cooperation with the owner of a proximate
	X
	Exempt? X yes no _ per mark Schuppe discussed w/Kurtwalke
	Require Permit? (Check parcel map, County website, Well logs, SEPA documents, etc, as appropriate)
	yes no
ıı.	Is the necessary information provided in RDWBN per WAC 173-539A-050(2)
	Mitigation trust water rights identified? yes no, TWR No 653
	Site map provided? yes no
	Area to be irrigated provided: 8.020 acres
	Soil Report provided (if needed) yes non/a
	Provided signed covenant restricting trees/shrubs over drain field OR Sewer Utility agreement? (Circle one) For parcel number: 956143 and 958144
	Is the Request signed? Yes no
	GW mitigation agreement provided: Xyesno
	□ Other necessary information missing:
	Group Use Reviewer: Date
٧.	Executed agreement to designate a portion of a TWR provided and signed?
<i>'</i> .	Is the TWR proposed for mitigation suitable for the applicant's proposal?
	☐ Proposal complies with applicable TWR agreement
	☐ What is the suitability area for the subject Trust Water Right: green, red, or vellow?
	☐ Is a USBR contract assignment required? no
	If yellow and a contract assignment is required, complete the ESA Consultation protocol and take to
	WTWG. Determine suitability based on HG analysis (check for related HG analysis and contact
	appropriate HG). If appropriate, fill out "Yellow Area Acquisition, Exchange and Storage Process" lette
	to send to USBR.
	If green and a contract assignment is required, fill out "Green Area Acquisition, Exchange and Storage
	Process" letter to send to USBR. WTWG already discussed green area Suncadia mitigation projects on
	March 8, 2010, so if this uses Lamb and Anderson mitigation, does not need to go to WTWG again.
	☐ If other TWR provided by the applicant, is there any potential impact to surface water system upstream of the
	original TWR POD? If so, USBR contract assignment is required and needs to go to WTWG.
Ί.	Is the consumptive use as a result of the total proposed use equal to or less than the quantity of mitigation water
	offered per WAC 173-539A-060(2)(a)? no (Use the calculator and CU values from WAC 173-539A
	unless additional specific information is provided by the applicant)
/II.	Has the RDWBN been provided to the Fish Group?yesnon/a Date ready for fish group:
	☐ Create/include a pdf version of 1) the request, 2) a map, 3) draft WBN determination, and 4) draft HGmemo.
	And place these 4 pdfs in a new folder located in Sharepoint> WBN Templates and Tools>Fish group pdf's
	Fish group response:
/111.	Has the RDWBN been taken to WTWG? no If yes, date: $9.003$ [date ready for WTWG:]
	WTWG#3013-70; WTWG Response: 612 minutes
	VY INVOITED IN TO INCOMPLIED INCO
Χ.	Debit TWR (Accounting for *_* mitigation.xlsx) and USBR-Ecology Contract Accounting spreadsheet

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<ul> <li>Complete items 1, 2, and 3. Also compitem 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reso that we can return the card to you.</li> <li>Attach this card to the back of the mail or on the front if space permits.</li> <li>Article Addressed to:</li> <li>GREGORY WEAVER 10202 HARPERS XING LANGHORNE PA 19047-45 WR/ss WBN Determination G4-35620 9</li> </ul>	Poiece,  Received  3. 3. 3. 3. 28 10-13	Received by (Print Agnow) Is delivery address If YES, enter delivery Certified Mail Registered Insured Mail Restricted Delivery	Brank PA Bra	g13
2. Article Number (Transfer from service label) 7 🖂	0 0290 0	000 713	3273	
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WBN DETERMINATION Letter	WBN REPORT OF EXAMINATION
☐ WBN <b>REJECT</b> & RETURN Letter	WBN DENIAL Letter
AMENDED:	EXCHANGE CONTRACT Assignment
Other:	
File No.: 4-35620 Author/Date: 4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-	WRIA: 37  COUNTY: Benton Yakima Kittitas Remarks, Special Instructions, Related Files:
Dates drafted/edited (Admin):	Please use Back of Page.  CC's (Check application signatures):  If Certifie check box
GWIS mapping review (review changes BEFORE final) GWIS initials/date:	
GWIS remarks & edits (if more room is needed use back of page):  All Silly Guestian of the document of the second	Trust Water Right Debited:  Permit Writer (Initial and Date)  USBR-Ecology Contract Debited  Permit Writer (Initial and Date)
Sage Park	Torrine Green (initial and paid)
Operations Sup. (Initial/Date indicate <b>DRAFT ROE</b> is ready to post)	cc's & protestants (more room on back of page)  Yakama Nation   Suncadia, LLC
Stuart Luttrell  Technical Sup. (Initial/Date indicate DRAFT ROE is ready to post)	Joe Mentor, Jr. (email: mentor@mentorlaw.com)
Mark Kemner Section Mgr	Jessica Kuchan (email: kuchan@mentorlaw.com)
(Initial/Date) Indicates DRAFT ROE is ready to post	SwiftWater (email: gleasonproperties@comcast.com)
Email pdf to Chris Anderson, HQ to Post to Net: (posted for 2 weeks	Roth-Clennon (email: <u>teroth@earthlink.net</u> )
	James Rivard, Kittitas Co. Health Dept. (1-9 Connections)
Sage Park_ Operations Sup (Initial/Date FINAL ROE is ready for Posting/Mailing)  Stuart Luttrell Technical Sup (Initial/Date FINAL ROE is ready for Posting/Mailing)	<ul> <li>(email: environmentalhealth@co.kittitas.wa.us)</li> <li>WA State DOH, Heather Cannon (more than 9 Connections (email: heather.cannon@doh.wa.gov)</li> <li>Other:</li> </ul>
Mark Kemner Section Mgr (Initial/Date) FINAL ROE is ready for Posting/Mailing	- Attachments:
Email pdf to Chris Anderson, HQ to Post to Net:  (posted for 60 days)  Date Doc mailed:  (Admn initial/date when doe is finalized & mailed)  Exchange Contract reviewed by:	Your Right to Be Heard  PPO appeal? No Your Right to Be Heard  Water Measurement Requirements & Form 1  Focus on Water Right Relinquishment (98-1812-WR)  Advisory Letter (White)  METHANE Advisory Letter (Blue)  Other:
(Section Manager Initial/Date); Admin: Send to USBR	Comments/Notes may be made on back of page.



## STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

September 10, 2013

William Ferry, USBR Columbia-Cascades Area Office 1917 March Rd Yakima WA 98901-2058

Re: Assignment of Trust Water Right to USBR-Ecology Contract

Dear Mr. Ferry:

Enclosed are two proposed assignments of trust water right to the USBR-Ecology Exchange Contract (Contract No. 09XX101700).

The attached sheets describe how the assignments meet the terms of the storage contract.

Please call me at (509) 454-4258 if you have any questions.

Sincerely,

Mark Kemner, LHG

Section Manager

Water Resources Program/CRO

MK:KW:ss 130911

Enclosures: Proposed Assignment (Exchange Contract)

Copy of Nos. G4-35620 and G4-35621

**FILE COPY** 

## SwiftWater Ranch "Yellow Area" Exchange Contract Assignment

Gregory Weaver WBN Request No. G4-35620

The Department of Ecology (Ecology) has determined the use of groundwater described below will be water budget neutral with respect to Total Water Supply Available (TWSA). The reach of the Yakima River affected by the groundwater appropriation can be mitigated by release of stored water from a U.S. Bureau of Reclamation (USBR) storage facility upstream from the affected reach. Supplemental consultation under Endangered Species Act (ESA) is, therefore, not required pursuant to Article 18.b of the contract.

- 1. The groundwater use that will be offset by the trust water right is for domestic supply and 0.023 acres of lawn and garden irrigation. The use of water will be located within NW¼ of Section 09, T. 21 N., R. 14 E.W.M. (Parcel No. 958143 and 958144). The consumptive water use will be 0.130 acre-feet from April 1 through August 31, and 0.144 acre-feet from September 1 through March 31.
- 2. The trust water right (No. CS4-02255(A)CTCL@2) was placed into the Trust Water Right Program by SwiftWater Ranch.
- 3. The Trust Water Agreement between Ecology and SwiftWater Ranch can be found at the following website: <a href="http://www.ecy.wa.gov/programs/wr/cro/swrwb.html">http://www.ecy.wa.gov/programs/wr/cro/swrwb.html</a>
- 4. Ecology assigns 0.144 acre-feet of Trust Water Right Certificate to the USBR-Ecology Exchange Contract (Contract No. 09XX101700). The term of the assignment is from September 9, 2013 to January 29, 2049.
- 5. The total payment for 36 years, based on the rate of \$22/ac-ft/yr in Article 15.a, is \$114.05.

